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OIPLUSCO STRAIREMANTERS

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PATENT Customer No. 22,852 Attorney Docket No. 08048.0018-00

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Jean-Louis H. GUERET

Group Art Unit: 3751

Application No.: 09/986,021

Examiner: K. Prunner

Filed: November 7, 2001

For:

PRODUCT APPLICATION

**DEVICE INCLUDING A DIP TUBE** 

Mail Stop AF

Commissioner for Patents

02/04/2004 EFLORES 00000141 060916 0998602

P.O. Box 1450

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180.00 DA

Alexandria, VA 22313-1450

Sir:

## **INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(d)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(d), Applicant brings to the attention of the Examiner the documents listed on the attached Form PTO 1449. This Information Disclosure Statement is being filed after a Final Action, or a Notice of Allowance but before payment of the issue fee, and is accompanied by a fee of \$180.00 as specified under § 1.17(p) and a certification as specified under § 1.97(e). Applicant respectfully requests that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the attached form.

A copy of each of the listed documents is attached.

Each document listed in this Information Disclosure Statement was first cited in a communication from the Japanese Patent Office in a counterpart Japanese application,

FINNEGAN HENDERSON FARABOW GARRETT & DUNNER LLP

1300 I Street, NW Washington, DC 2000S 202.408.4000 Fax 202.408.4400 www.finnegan.com and this Information Disclosure Statement is being filed within three months of the mailing date of that communication.

For each of the Japanese references cited on the attached form, an English language translation is attached hereto.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Patent Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any additional fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW, GARRETT & DUNNER, L.L.P.

Dated: February 2, 2004

651312.1

Anthony M. Gutowski

Reg. No. 38,742

FINNEGAN HENDERSON FARABOW GARRETT & DUNNER LLP

1300 I Street, NW Washington, DC 20005 202.408.4000 Fax 202.408.4400 www.finnegan.com

## INFORMATION DISCLOSURE CITATION

Atty. Docket No.	ocket No. 08048.0018-00			09/986,021		
Applicant Jean-Louis H. GUERET						
Filing Date O I Royember 7, 2001			Group: 3751			
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FEB 0 2 2004 2 U.S. PATENT DOCUMENTS						
Examil Examination Initial	Number	Issue Date	Name	Class	Sub Class	Filing Date
		FOREIGN PATE	ENT DOCUME	NTS		
	Document Number	Publication Date	Country	Class	Sub Class	Translation Yes or No
	44-14946	06/26/1969	JP			Yes
	4-23688	02/26/1992	. JP			. Yes.
	60-157674	10/21/1985	JP			Yes
	40-1103	01/13/1965	JP			Yes
	2-138620	11/20/1990	JP			Yes
<del></del>	3051963	06/24/1998	JP			Yes
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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)						
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Form PTO 1449 Patent and Trademark Office - U.S. Department of Commerce						